



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

**REPORTING REQUIREMENTS FOR INDEPENDENT EXPENDITURES
FOR THE 2004 GENERAL ELECTION**

Maine Election Law requires any person, political action committee, or party committee that makes an “independent expenditure” to file the attached report with the Ethics Commission. An independent expenditure is any expenditure aggregating more than \$100 per candidate that expressly advocates the election or defeat of a clearly identified candidate. (Any expenditure made in cooperation or consultation with a candidate or his or her campaign is considered a contribution to the candidate and is not an independent expenditure. Expenditures coordinated with a candidate must be reported by the candidate as a contribution.) See 21-A M.R.S.A. §1019-B.

Special Requirements in Effect for October 13 – November 2, 2004:

In races involving a candidate who is certified as a Maine Clean Election Act candidate, any expenditure made to design, produce or disseminate a communication that names or depicts a clearly identified candidate and that is disseminated during the 21 days before an election (including election day) will be presumed to be an independent expenditure. This presumption applies even if the communication contains no express advocacy. The person making the expenditure may rebut the presumption within 48 hours of making the expenditure by filing a signed written statement that the cost was not incurred with the intent to influence the election. Another form is available for this purpose. After the rebuttal statement is filed, the Ethics Commission will determine whether the cost was incurred with the intent to influence the election.

Independent expenditures for the 2004 general election **in excess of \$250 per candidate** must be reported to the Commission **within 24 hours** of making those expenditures. Please note that this deadline formerly was within 48 hours of the expenditure. Independent expenditures aggregating in excess of \$100, but not in excess of \$250, must be reported to the Commission on October 12, October 27, or December 14 (whichever date occurs first after the expenditure is made).

Please be aware that the definition of “expenditure” in the Election Law includes payments made to influence an election and “a contract, promise or agreement, expressed or implied, ... to make any expenditure.” See 21-A M.R.S.A. §1012(3)(A)(2).

If you have any questions, please telephone Jonathan Wayne at 287-4179 if you have any questions.

STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES

Mail: 135 State House Station
Office: 242 State Street
Augusta, Maine 04333
Tel: (207) 287-4179 Fax: (207) 287-6775
www.maine.gov/ethics

**CAMPAIGN FINANCE REPORT
OF INDEPENDENT EXPENDITURES
2004 GENERAL ELECTION**

Name of Person/Committee Making Expenditure(s) _____

Mailing Address _____

City, Zip Code _____ Telephone _____

Instructions

Please see previous page for reporting requirements. Complete notarized affidavit and two attached schedules.

Filing Schedule

Independent expenditures for the 2004 general election **in excess of \$250 per candidate** must be reported to the Commission **within 24 hours** of making the expenditures. Independent expenditures aggregating in excess of \$100, but not in excess of \$250, must be reported to the Commission on October 12, 2004, October 27, 2004, or December 14, 2004 (whichever occurs first after the expenditure).

Please check:

- ☐ Report of Independent Expenditure over \$250
- ☐ October 12, 2004 Report of Independent Expenditure of \$250 or Less
- ☐ October 27, 2004 Report of Independent Expenditure of \$250 or Less
- ☐ December 14, 2004 Report of Independent Expenditure of \$250 or Less
- ☐ Amendment to Earlier Report Dated: _____
- ☐ Other (specify): _____

I CERTIFY THAT THE INFORMATION IN THIS REPORT IS TRUE, CORRECT AND COMPLETE.

Signature of PAC or Party Treasurer, or
Other Person Making Expenditure(s)

Date

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INDEPENDENT EXPENDITURES

AFFIDAVIT

STATE OF _____

COUNTY OF _____

_____, being duly sworn, says that he/she made each of the expenditures listed in the attached report independently, and not in cooperation, consultation or concert with, or at the request or suggestion of, the candidates named in the report or the authorized committees or agents of the candidates.

(Signature of Affiant)

Sworn to before me, this _____ day of _____ 2004.

(Notary Public/Attorney at Law)

Schedule B-IE-1

CANDIDATE(S) SUPPORTED/OPPOSED

Please list all candidates that were the subject of independent expenditures. If more than one candidate was the subject of the expenditure, allocate the expenditure among the candidates.

Office sought by candidate (including district #)	Candidate's Name	Indicate whether expenditure was made in support of or in opposition to the candidate	Amount expended this reporting period for each candidate

Schedule B-IE-2

ITEMIZATION - INDEPENDENT EXPENDITURES

Please indicate the date, payee, purpose and amount of each expenditure. If you are reporting an agreement or obligation to make a future payment, please note that in the margin.

Date of expenditure	Payee, address, zip code	Purpose of expenditure	Amount
1. Expenditures this page <i>(Last page only Schedule B-IE-2)</i>			
2. Total from attached pages (Schedule B-IE-2)			
3. Total expenditures this period			